IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

WP(C).No. 34760 of 2007(K)

PETITIONER:

V.G.SURENDRANATH, AGED 44,
S/O.V.N.GOPALAN, MANAGER,
VALUMMEL TEACHER TRAINING INSTITUTE,
SULTHAN BATHERY, MOOLANKAVE P.O.

BY ADV. SRI.T.S.JOHN
SRI.M.S.RADHAKRISHNAN NAIR

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY THE
SECRETARY TO GOVERNMENT, GENERAL EDUCATION
DEPARTMENT, THIRUVANANTHAPURAM.

2. DEPUTY DIRECTOR OF EDUCATION,
WAYANAD.

BY GOVT. PLEADER SRI I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C) 34760 OF 2007

Dated: December 3, 2007

JUDGMENT

Petitioner is the manager of a self-financing institution imparting training for teachers' training. It is stated that they have an annual intake of 100 and that 50 students were allotted by the 2nd respondent as on 2.8.2007. It is stated that after the admissions were over, two students discontinued the course, on being selected under the merit quota. By Ext.P1 the vacancies that arose were reported by the Principal of the institute on 4.10.2007 by Ext.P1 and the 2nd respondent was requested to allot students to those vacancies. It is stated that students were not allotted in pursuance to Ext.P1 and that lead the writ petitioner to make Ext.P2 representation and thereafter this writ petition has been filed for directing the 2nd respondent to allot students.

2. It is the admitted position that the course has already started and that the students of the petitioner's institute were allotted in August 2007. If that be so, I do not find any justification to compel the 2nd respondent to allot students at this distance of time, especially when the classes, even according to the petitioner, have already commenced.

This writ petition fails and it is dismissed.

ANTONY DOMINIC
JUDGE

mt/-